

THURSDAY, MARCH 22, 2012
SIXTY-THIRD LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Madam Speaker Harwell.

The proceedings were opened with prayer by Representative Parkinson.

Representative Parkinson led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 95

Representatives present were Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Wirgau, Womick, Madam Speaker Harwell -- 95

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative Harmon; personal

Representative Matlock; business

Representative McCormick; business

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Resolution No. 225 Rep(s). McDonald as prime sponsor(s).

House Joint Resolution No. 734 Rep(s). R. Williams, Powers, Ragan, Keisling, Sexton, Curtiss, Swann, Montgomery, Faison, Dunn, Haynes and Niceley as prime sponsor(s).

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House Joint Resolution No. 817 Rep(s). Favors, Brown, Eldridge, Maggart, Faison, McManus and Fitzhugh as prime sponsor(s).

House Bill No. 101 Rep(s). McManus as prime sponsor(s).

House Bill No. 851 Rep(s). Swann as prime sponsor(s).

House Bill No. 929 Rep(s). Sparks as first prime sponsor(s).

House Bill No. 2294 Rep(s). Hardaway, Hensley, H. Brooks, Weaver, L. Miller, Parkinson and Sparks as prime sponsor(s).

House Bill No. 2437 Rep(s). Matheny, Favors, Stewart, Hardaway, Watson, Weaver, Shipley, H. Brooks, D. Miller and Camper as prime sponsor(s).

House Bill No. 2679 Rep(s). Lundberg, Sargent and Marsh as prime sponsor(s).

House Bill No. 2817 Rep(s). Maggart as prime sponsor(s).

House Bill No. 2865 Rep(s). Hardaway, Armstrong, Floyd, Shaw, M. Turner, Moore, Tidwell, Parkinson, L. Miller, Richardson, Shepard, Curtiss, J. Turner, Towns and Matheny as prime sponsor(s).

House Bill No. 2888 Rep(s). Coley as first prime sponsor(s).

House Bill No. 3006 Rep(s). Hardaway, Parkinson, Coley, McManus, Camper, L. Miller, White and J. Turner as prime sponsor(s).

House Bill No. 3039 Rep(s). Stewart as prime sponsor(s).

House Bill No. 3241 Rep(s). Parkinson, D. Miller, Alexander, Pody, Evans and Carr as prime sponsor(s).

House Bill No. 3246 Rep(s). Dean as prime sponsor(s).

House Bill No. 3469 Rep(s). Roach, Ford, Harrison, K. Williams, Hardaway and Parkinson as prime sponsor(s).

House Bill No. 3499 Rep(s). Maggart as prime sponsor(s).

House Bill No. 3520 Rep(s). Sargent and Niceley as prime sponsor(s).

House Bill No. 3591 Rep(s). K. Brooks and Moore as prime sponsor(s).

SPONSORS REMOVED

On motion, Rep(s). Haynes was/were removed as sponsor(s) of **House Bill No. 851**.

On motion, Rep(s). Womick was/were removed as sponsor(s) of **House Bill No. 2815**.

MESSAGE FROM THE SENATE

March 20, 2012

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 2216, 2222, 2264, 2290, 2829 and 3263; for the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

March 20, 2012

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 552, 666, 667, 669 and 670; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Joint Resolution No. 552** -- General Assembly, Statement of Intent or Position - Urges support for school-aged children's access to immunization through school-based vaccination programs. by *Tracy.

Senate Joint Resolution No. 666 -- Memorials, Sports - Webb School of Knoxville Lady Spartans basketball team, Division II-A State Championship. by *Massey, *McNally.

Senate Joint Resolution No. 667 -- Memorials, Death - Max Broyles. by *Crowe.

Senate Joint Resolution No. 669 -- Memorials, Recognition - Roane State Community College. by *McNally, *Yager.

Senate Joint Resolution No. 670 -- Memorials, Sports - Tennessee Tech's softball team. by *Burks, *Crowe, *Harper.

MESSAGE FROM THE SENATE

March 20, 2012

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 2156, 2208, 2237, 2250, 2252, 2341, 2587, 2717, 2866, 2900, 2910, 2920, 2943, 3122, 3411, 3645, 3649; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Bill No. 2156** -- Students - As introduced, prohibits promotion of students in the third and eighth grades who do not demonstrate understanding of the curriculum and the ability to perform required grade level skills either through the student's grades or standardized test scores, except under certain circumstances. - Amends TCA Section 49-6-3115. by *Kelsey, *Burks, *Beavers. (HB3269 by *White)

Senate Bill No. 2208 -- Education - As introduced, revises various provisions governing school accountability and achievement school district. - Amends TCA Title 49, Chapter 1, Part 6 and Title 49, Chapter 13. by *Norris, *Gresham, *Johnson. (*HB2346 by *McCormick, *Brooks H)

Senate Bill No. 2237 -- Safety, Dept. of - As introduced, authorizes department to enter into partnership agreements with nonprofit organizations to promote and support the goals and objectives of the agency. - Amends TCA Title 4, Chapter 3, Part 20. by *Norris, *Tracy, *Burks, *McNally. (*HB2375 by *McCormick, *Keisling)

Senate Bill No. 2250 -- Sentencing - As introduced, increases the punishment for unlawful possession of firearm by person with previous felony conviction. - Amends TCA Title 39 and Title 40. by *Norris, *Kyle, *Finney L, *Beavers, *Bell, *Berke, *Burks, *Herron, *Johnson, *Yager. (*HB2388 by *McCormick, *Rich, *Moore)

Senate Bill No. 2252 -- Sentencing - As introduced, establishes enhanced punishment for crimes of force or violence committed while acting in concert with two or more other persons. - Amends TCA Title 39 and Title 40. by *Norris, *Kyle, *Finney L, *Beavers, *Berke, *Burks, *Herron, *Johnson, *Tate, *Watson, *Yager. (*HB2390 by *McCormick, *Rich, *Moore)

***Senate Bill No. 2341** -- Sunset Laws - As introduced, extends the air pollution control board, June 30, 2012. - Amends TCA Title 4, Chapter 29 and Title 68, Chapter 201, Part 1. by *Bell. (HB2518 by *Cobb, *Shipley, *Rich)

Senate Bill No. 2587 -- Drugs, Prescription - As introduced, revises the list of prescribed medication for patients at a pain management clinic. - Amends TCA Title 63, Chapter 1. by *Yager. (*HB2724 by *Ramsey)

***Senate Bill No. 2717** -- Gas, Petroleum Products, Volatile Oils - As introduced, defines "natural gas equipment" and "natural gas provider"; creates limited tort liability for natural gas providers if the cause of the injury or damages was from an undiscoverable alteration, modification or repair by the natural gas provider or an unforeseen use of the natural gas equipment. - Amends TCA Title 29, Chapter 34, Part 2. by *Ketron. (HB2976 by *Matheny)

***Senate Bill No. 2866** -- Education - As introduced, authorizes designees of the comptroller of the treasury, the secretary of state and the state treasurer to serve on THEC. - Amends TCA Title 49. by *Berke. (HB3108 by *Brooks H, *Naifeh)

Senate Bill No. 2900 -- Education - As introduced, requires a special education diploma be awarded to students who have satisfactorily completed an IEP with satisfactory attendance and conduct, but who have not passed the proficiency tests required for graduation with a regular diploma. - Amends TCA Title 49, Chapter 6, Part 60. by *Berke, *Finney L, *Marrero. (*HB2592 by *McDonald)

Senate Bill No. 2910 -- Physicians and Surgeons - As introduced, voids contractual restrictions on a physician's right to practice medicine if such physician is employed independently of a bona fide practice purchase and is terminated by an employing entity for reasons other than breach by the employee. - Amends TCA Section 63-6-204 and Section 68-11-205. by *Henry. (*HB2909 by *Gilmore, *Casada, *Gotto)

***Senate Bill No. 2920** -- Jails, Local Lock-ups - As introduced, directs the board of the Tennessee corrections institute to establish criteria for determining whether to waive the minimum qualification standards to employ a jail administrator, workhouse administrator, jailer, corrections officer or guard in county jail or workhouse; and prohibits waivers for employees dishonorably discharged from the military, suffering from mental illness, convicted of domestic assault or any felony conviction. - Amends TCA Section 41-7-106. by *Overbey. (HB3243 by *Matheny)

***Senate Bill No. 2943** -- Insurance, Health, Accident - As introduced, states that coverage made available in plans under the Memphis Plan Act of 1991 shall constitute minimum essential health coverage for purposes of compliance with certain federal minimum coverage requirements. - Amends TCA Title 56, Chapter 7. by *Norris. (HB3157 by *DeBerry J)

Senate Bill No. 3122 -- Education - As introduced, allows teachers to remove disruptive students from class pursuant to local board policies. - Amends TCA Title 49. by *Gresham, *Burks, *Tate, *Berke, *McNally, *Tracy, *Ramsey, *Ketron, *Summerville, *Yager, *Crowe, *Massey, *Beavers, *Johnson. (*HB2932 by *Hensley)

***Senate Bill No. 3411** -- Campaigns and Campaign Finance - As introduced, allows audits of members of the general assembly to begin once session ends instead of June if session ends earlier than June. - Amends TCA Title 2, Chapter 10 and Title 4, Chapter 55. by *Beavers. (HB3733 by *Pody)

Senate Bill No. 3645 -- Campaigns and Campaign Finance - As introduced, removes prohibition on insurance companies making campaign contributions; removes PAC aggregate limitation on candidates; deletes report requirement on certain large contributions made within 10 days of election. - Amends TCA Title 2, Chapter 10 and Title 56, Chapter 3. by *Watson, *Ramsey, *Ketron. (*HB3281 by *Maggart)

***Senate Bill No. 3649** -- Ethics - As introduced, requires members of local and regional planning commissions to file disclosure statements of conflict of interests with Tennessee ethics commission. - Amends TCA Title 8, Chapter 50, Part 5. by *Tracy, *Ramsey, *Ketron. (HB3697 by *Gotto)

MESSAGE FROM THE GOVERNOR
March 20, 2012

MADAM SPEAKER: I am directed by the Governor to return herewith: House Bill(s) No(s). 629, 2414, 2542 and 2833; with his approval.

HERBERT H. SLATTERY III, Counsel to the Governor

ENROLLED BILLS
March 20, 2012

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolution(s) No(s). 202, 522, 568, 745, 747, 748, 752, 754, 755, 756, 757 and 770; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS, Chief Engrossing Clerk
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**SIGNED
March 20, 2012**

The Speaker announced that she had signed the following: House Joint Resolution(s) No(s). 202, 522, 568, 745, 747, 748, 752, 754, 755, 756, 757 and 770.

BETTY KAY FRANCIS, Chief Engrossing Clerk

**MESSAGE FROM THE SENATE
March 20, 2012**

MADAM SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 202, 522, 568, 745, 748, 752, 754, 755, 756, 757 and 770; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**REPORT OF CHIEF ENGROSSING CLERK
March 20, 2012**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolution(s) No(s). 202, 522, 568, 745, 747, 748, 752, 754, 755, 756, 757 and 770; for his action.

BETTY KAY FRANCIS, Chief Engrossing Clerk

**SIGNED
March 20, 2012**

The Speaker announced that she had signed the following: Senate Bill(s) No(s). 2216, 2222, 2264, 2290, 2829 and 3263.

**ENROLLED BILLS
March 20, 2012**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill(s) No(s). 2229, 2337, 2406, 2827, 2848, 2850, 2858, 3067, 3834 and 3849; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS, Chief Engrossing Clerk

**MESSAGE FROM THE GOVERNOR
March 20, 2012**

MADAM SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution(s) No(s). 202, 522, 568, 745, 747, 748, 752, 754, 755, 756, 757, 770, 737, 738, 739, 740, 741 and 749; with his approval.

HERBERT H. SLATTERY III, Counsel to the Governor

MESSAGE FROM THE SENATE

March 21, 2012

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 353, 647, 648, 649 and 650; for the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

March 21, 2012

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 2830, 3053, 3843, 3844, 3845 and 3848; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

March 21, 2012

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 884, 2193, 2202, 2215, 2528, 2552, 2764, 2825, 3208, 3347, 3540, 3622 and 3788; for the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

SIGNED

March 21, 2012

The Speaker announced that she had signed the following: Senate Joint Resolution(s) No(s). 353, 647, 648, 649 and 650.

REPORT OF CHIEF ENGROSSING CLERK

March 21, 2012

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bill(s) No(s). 2830, 3053, 3843, 3844, 3845 and 3848; for his action.

BETTY KAY FRANCIS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE

March 21, 2012

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664 and 665; for the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

SIGNED
March 21, 2012

The Speaker announced that she had signed the following: Senate Joint Resolution(s) No(s). 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664 and 665.

MESSAGE FROM THE SENATE
March 22, 2012

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 711; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Joint Resolution No. 711 -- Memorials, Heroism - Lance Corporal Christian Brown. by *Norris, *Barnes, *Beavers, *Bell, *Berke, *Burks, *Campfield, *Crowe, *Faulk, *Finney L, *Ford, *Gresham, *Harper, *Haynes, *Henry, *Herron, *Johnson, *Kelsey, *Ketron, *Kyle, *Marrero, *Massey, *McNally, *Overbey, *Roberts, *Southerland, *Stewart, *Summerville, *Tate, *Tracy, *Watson, *Yager, *Ramsey.

MESSAGE FROM THE SENATE
March 22, 2012

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 709; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

Senate Joint Resolution No. 709 -- Memorials, Recognition - Joe Manuel and The Saturday Night Jamboree. by *Marrero, *Ford, *Kelsey, *Kyle, *Norris, *Tate.

PRESENT IN CHAMBER

Representative(s). Windle was/were recorded as being present in the Chamber.

PERSONAL ORDERS

RECOGNITION IN THE WELL

Representative Bass was recognized in the Well to introduced Barbara Fields Threat, Mattie Bridgeforth Temple #1120 Woman of the Year 2011, and Patrick D. Gilbert, Abraham McKissack Lodge #1489 Man of the Year 2011, for remarks.

RESOLUTION READ

The Clerk read House Resolution No. 153, previously adopted on January 13, 2012, which honored and commended Barbara Fields Threat, Mattie Bridgeforth Temple #1120 Woman of the Year 2011, for her meritorious service to the State of Tennessee.

House Resolution No. 153 -- Memorials, Personal Achievement - Barbara Fields Threat, Mattie Bridgeforth Temple #1120 Woman of the Year 2011. by *Bass.

RESOLUTION READ

The Clerk read House Resolution No. 154, previously adopted on January 13, 2012, which honored and commended Barbara Fields Threat, Patrick D. Gilbert, Abraham McKissack, Lodge #1489 Man of the Year 2011, for her meritorious service to the State of Tennessee.

House Resolution No. 154 -- Memorials, Personal Achievement - Patrick D. Gilbert, Abraham McKissack Lodge #1489 Man of the Year 2011. by *Bass.

INTRODUCTION OF RESOLUTIONS

On motion, pursuant to **Rule No. 17**, the resolution(s) listed was/were introduced and referred to the appropriate Committee:

***House Joint Resolution No. 804** -- Constitutional Amendments - As introduced, proposes an amendment to Article VI, Section 5 to provide for selection of the state attorney general by means of gubernatorial appointment with legislative confirmation; and provides for a four-year term of office. by *Lundberg.

House Judiciary Committee

***House Joint Resolution No. 805** -- General Assembly, Statement of Intent or Position - Urges state to conduct comprehensive energy audits on state buildings and state-owned facilities. by *Hardaway.

House Conservation and Environment Committee

House Joint Resolution No. 807 -- General Assembly, Statement of Intent or Position - Opposes the location of a proposed rock quarry in Sumner County. by *McDonald, *Hawk, *Maggart, *Tidwell, *Floyd, *Kernell.

House State and Local Government Committee

***House Joint Resolution No. 808** -- General Assembly, Statement of Intent or Position - Urges the department of education to establish a green cleaning policy for adoption by schools. by *Gilmore.

House Education Committee

***House Joint Resolution No. 810** -- Highway Signs - "Chief J.A. 'Tony' Pace Memorial Bridge," Bridge on Highway 57, west of Moscow, Tennessee, over the Wolf River. by *Rich.

House State and Local Government Committee

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for March 26, 2012:

House Resolution No. 224 -- Memorials, Death - Jefferson Davis, Jr. by *Alexander.

House Joint Resolution No. 811 -- Memorials, Retirement - Dr. Robert R. Bell. by *Williams R.

House Joint Resolution No. 812 -- Memorials, Recognition - Morrill Act of 1862, 150th anniversary. by *Montgomery.

House Joint Resolution No. 813 -- Memorials, Recognition - John Howard Dunn. by *Faison.

House Joint Resolution No. 814 -- Memorials, Recognition - Mary Kate Bell, 2012 Tennessee Fairest of the Fair. by *Wirgau.

House Joint Resolution No. 815 -- Memorials, Recognition - Arlington High School dance teams. by *Lollar, *Coley.

House Joint Resolution No. 819 -- Memorials, Personal Occasion - Maurice & Alma Helton, 65th wedding anniversary. by *Harrison.

House Joint Resolution No. 820 -- Memorials, Recognition - Detective Kevin Grigsby. by *Harrison.

House Joint Resolution No. 821 -- Memorials, Professional Achievement - Leslie Rollins, Teacher of the Year, Franklin County. by *Alexander.

House Joint Resolution No. 822 -- Memorials, Recognition - The Greek Touch, 20th anniversary. by *Fitzhugh.

SENATE JOINT RESOLUTIONS (Congratulatory and Memorializing)

Pursuant to **Rule No. 17**, the resolution(s) listed was/were noted as being placed on the Consent Calendar for March 26, 2012:

Senate Joint Resolution No. 672 -- Memorials, Sports - Riverdale High School Lady Warriors Basketball Team, Class AAA State Champions. by *Ketron, *Tracy, *Stewart.

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Senate Joint Resolution No. 673 -- Memorials, Recognition - Scottsboro United Methodist Church, 100th Anniversary. by *Henry, *Herron.

Senate Joint Resolution No. 675 -- Memorials, Academic Achievement - Adam Michael Barton, Salutatorian, William Blount High School. by *Overbey.

Senate Joint Resolution No. 676 -- Memorials, Academic Achievement - Chelsie Kay Smith, Valedictorian, Heritage High School. by *Overbey.

Senate Joint Resolution No. 677 -- Memorials, Academic Achievement - Evan Chase Nelson, Salutatorian, Heritage High School. by *Overbey.

Senate Joint Resolution No. 678 -- Memorials, Academic Achievement - Emily Magee Guillaume, Valedictorian, William Blount High School. by *Overbey.

Senate Joint Resolution No. 679 -- Memorials, Academic Achievement - Jacob Bilbrey, Valedictorian, Macon County High School. by *Beavers.

Senate Joint Resolution No. 680 -- Memorials, Academic Achievement - Cassandra Cooper, Salutatorian, Clay County High School. by *Beavers.

Senate Joint Resolution No. 681 -- Memorials, Academic Achievement - Mary Elizabeth Copeland, Valedictorian, Clay County High School. by *Beavers.

Senate Joint Resolution No. 682 -- Memorials, Academic Achievement - Rachel Marie Wakefield, Salutatorian, Macon County High School. by *Beavers.

Senate Joint Resolution No. 683 -- Memorials, Academic Achievement - Tori West, Salutatorian, Smith County High School. by *Beavers.

Senate Joint Resolution No. 684 -- Memorials, Academic Achievement - Amber Gross, Valedictorian, Smith County High School. by *Beavers.

Senate Joint Resolution No. 685 -- Memorials, Academic Achievement - Timmy Allen Harper, Valedictorian, Trousdale County High School. by *Beavers.

Senate Joint Resolution No. 686 -- Memorials, Academic Achievement - Shelby Gregory, Salutatorian, Trousdale County High School. by *Beavers.

Senate Joint Resolution No. 687 -- Memorials, Retirement - Gleyln Twilla. by *Norris.

Senate Joint Resolution No. 688 -- Memorials, Retirement - Jane Heathcott. by *Norris.

Senate Joint Resolution No. 691 -- Memorials, Death - Judge Charles Howard Bozeman. by *Massey, *Campfield, *McNally, *Barnes, *Beavers, *Bell, *Berke, *Burks, *Crowe, *Faulk, *Finney L, *Ford, *Gresham, *Harper, *Haynes, *Henry, *Herron, *Johnson, *Kelsey, *Ketron, *Kyle, *Marrero, *Norris, *Overbey, *Roberts, *Southerland, *Stewart, *Summerville, *Tate, *Tracy, *Watson, *Yager, *Ramsey.

Senate Joint Resolution No. 692 -- Memorials, Sports - Soddy Daisy High School Wrestling Team. by *Watson, *Berke.

Senate Joint Resolution No. 694 -- Memorials, Sports - University of Tennessee at Chattanooga Mocs wrestling team, Southern Conference Tournament champion. by *Watson, *Berke, *Ford.

Senate Joint Resolution No. 695 -- Memorials, Retirement - Dr. Gary Goff. by *Yager, *McNally, *McNally, *Barnes, *Beavers, *Bell, *Berke, *Burks, *Campfield, *Crowe, *Faulk, *Finney L, *Ford, *Gresham, *Harper, *Haynes, *Henry, *Herron, *Johnson, *Kelsey, *Ketron, *Kyle, *Marrero, *Massey, *Norris, *Overbey, *Roberts, *Southerland, *Stewart, *Summerville, *Tate, *Tracy, *Watson, *Ramsey.

RESOLUTIONS LYING OVER

On motion, the resolution(s) listed was/were referred to the appropriate Committee:

***Senate Joint Resolution No. 552** -- General Assembly, Statement of Intent or Position - Urges support for school-aged children's access to immunization through school-based vaccination programs. by *Tracy.

House Education Committee

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 3874 -- Taxes, Hotel Motel - As introduced, subject to local approval, creates Tourism Board for Blount County, Alcoa and Maryville and allocates portion of the Blount County occupancy tax to such board. - Amends Chapter 102 of the Private Acts of 1979; as amended. by *Swann, *Ramsey.

House Bill No. 3875 -- Washington County - As introduced, creates a new general sessions court and county attorney position for Washington County. by *Hill, *Ford.

House Bill No. 3876 -- Cookeville - As introduced, subject to local approval, revises authority of the board of trustees of the Cookeville Regional Medical Center to take certain actions subject to approval of the city council; removes limitation that defines the hospital campus as land owned by the City of Cookeville regardless of where that land is located. - Amends Chapter 49 of the Private Acts of 1999; as amended. by *Williams R.

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

***Senate Bill No. 2156** -- Students - As introduced, prohibits promotion of students in the third and eighth grades who do not demonstrate understanding of the curriculum and the ability to perform required grade level skills either through the student's grades or standardized test scores, except under certain circumstances. - Amends TCA Section 49-6-3115. by *Kelsey, *Burks, *Beavers. (HB3269 by *White)

Senate Bill No. 2208 -- Education - As introduced, revises various provisions governing school accountability and achievement school district. - Amends TCA Title 49, Chapter 1, Part 6 and Title 49, Chapter 13. by *Norris, *Gresham, *Johnson. (*HB2346 by *McCormick, *Brooks H)

Senate Bill No. 2237 -- Safety, Dept. of - As introduced, authorizes department to enter into partnership agreements with nonprofit organizations to promote and support the goals and objectives of the agency. - Amends TCA Title 4, Chapter 3, Part 20. by *Norris, *Tracy, *Burks, *McNally. (*HB2375 by *McCormick, *Keisling)

Senate Bill No. 2250 -- Sentencing - As introduced, increases the punishment for unlawful possession of firearm by person with previous felony conviction. - Amends TCA Title 39 and Title 40. by *Norris, *Kyle, *Finney L, *Beavers, *Bell, *Berke, *Burks, *Herron, *Johnson, *Yager. (*HB2388 by *McCormick, *Rich, *Moore)

Senate Bill No. 2252 -- Sentencing - As introduced, establishes enhanced punishment for crimes of force or violence committed while acting in concert with two or more other persons. - Amends TCA Title 39 and Title 40. by *Norris, *Kyle, *Finney L, *Beavers, *Berke, *Burks, *Herron, *Johnson, *Tate, *Watson, *Yager. (*HB2390 by *McCormick, *Rich, *Moore)

***Senate Bill No. 2341** -- Sunset Laws - As introduced, extends the air pollution control board, June 30, 2012. - Amends TCA Title 4, Chapter 29 and Title 68, Chapter 201, Part 1. by *Bell. (HB2518 by *Cobb, *Shipley, *Rich)

Senate Bill No. 2587 -- Drugs, Prescription - As introduced, revises the list of prescribed medication for patients at a pain management clinic. - Amends TCA Title 63, Chapter 1. by *Yager. (*HB2724 by *Ramsey)

***Senate Bill No. 2717** -- Gas, Petroleum Products, Volatile Oils - As introduced, defines "natural gas equipment" and "natural gas provider"; creates limited tort liability for natural gas providers if the cause of the injury or damages was from an undiscoverable alteration, modification or repair by the natural gas provider or an unforeseen use of the natural gas equipment. - Amends TCA Title 29, Chapter 34, Part 2. by *Ketron. (HB2976 by *Matheny)

***Senate Bill No. 2866** -- Education - As introduced, authorizes designees of the comptroller of the treasury, the secretary of state and the state treasurer to serve on THEC. - Amends TCA Title 49. by *Berke. (HB3108 by *Brooks H, *Naifeh)

Senate Bill No. 2900 -- Education - As introduced, requires a special education diploma be awarded to students who have satisfactorily completed an IEP with satisfactory attendance and conduct, but who have not passed the proficiency tests required for graduation with a regular diploma. - Amends TCA Title 49, Chapter 6, Part 60. by *Berke, *Finney L, *Marrero. (*HB2592 by *McDonald)

Senate Bill No. 2910 -- Physicians and Surgeons - As introduced, voids contractual restrictions on a physician's right to practice medicine if such physician is employed independently of a bona fide practice purchase and is terminated by an employing entity for reasons other than breach by the employee. - Amends TCA Section 63-6-204 and Section 68-11-205. by *Henry. (*HB2909 by *Gilmore, *Casada, *Gotto)

***Senate Bill No. 2920** -- Jails, Local Lock-ups - As introduced, directs the board of the Tennessee corrections institute to establish criteria for determining whether to waive the minimum qualification standards to employ a jail administrator, workhouse administrator, jailer, corrections officer or guard in county jail or workhouse; and prohibits waivers for employees dishonorably discharged from the military, suffering from mental illness, convicted of domestic assault or any felony conviction. - Amends TCA Section 41-7-106. by *Overbey. (HB3243 by *Matheny)

***Senate Bill No. 2943** -- Insurance, Health, Accident - As introduced, states that coverage made available in plans under the Memphis Plan Act of 1991 shall constitute minimum essential health coverage for purposes of compliance with certain federal minimum coverage requirements. - Amends TCA Title 56, Chapter 7. by *Norris. (HB3157 by *DeBerry J)

Senate Bill No. 3122 -- Education - As introduced, allows teachers to remove disruptive students from class pursuant to local board policies. - Amends TCA Title 49. by *Gresham, *Burks, *Tate, *Berke, *McNally, *Tracy, *Ramsey, *Ketron, *Summerville, *Yager, *Crowe, *Massey, *Beavers, *Johnson. (*HB2932 by *Hensley)

***Senate Bill No. 3411** -- Campaigns and Campaign Finance - As introduced, allows audits of members of the general assembly to begin once session ends instead of June if session ends earlier than June. - Amends TCA Title 2, Chapter 10 and Title 4, Chapter 55. by *Beavers. (HB3733 by *Pody)

Senate Bill No. 3645 -- Campaigns and Campaign Finance - As introduced, removes prohibition on insurance companies making campaign contributions; removes PAC aggregate limitation on candidates; deletes report requirement on certain large contributions made within 10 days of election. - Amends TCA Title 2, Chapter 10 and Title 56, Chapter 3. by *Watson, *Ramsey, *Ketron. (*HB3281 by *Maggart)

***Senate Bill No. 3649** -- Ethics - As introduced, requires members of local and regional planning commissions to file disclosure statements of conflict of interests with Tennessee ethics commission. - Amends TCA Title 8, Chapter 50, Part 5. by *Tracy, *Ramsey, *Ketron. (HB3697 by *Gotto)

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

House Bill No. 3872 -- Monroe County – State and Local Government Committee

House Bill No. 3873 -- Johnson County – State and Local Government Committee

REPORTS FROM STANDING COMMITTEES

The committees that met on **March 20, 2012**, reported the following:

AGRICULTURE COMMITTEE

The Agriculture Committee recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 2260 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

COMMERCE COMMITTEE

The Commerce Committee recommended for passage: House Bill(s) No(s). 3338, 3792, 3581, 2344, 2608 and Senate Joint Resolution(s) No(s). 572 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 3651, also House Bill(s) No(s). 2889 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted following bill(s) to the Government Operations Committee for review: House Bill(s) No(s). 2198, 2747 3472 with amendments.

CONSUMER AND EMPLOYEE AFFAIRS COMMITTEE

The Consumer and Employee Affairs Committee recommended for passage: House Bill(s) No(s). 2671, also House Bill(s) No(s). 2924 and 3253 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 3431 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

EDUCATION COMMITTEE

The Education Committee recommended for passage: House Bill(s) No(s). 2592, 3679, 2494, 1506, 3402 and House Joint Resolution(s) No(s). 724, also House Bill(s) No(s). 3770, 3636, 1105 and 2999 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Joint Resolution(s) No(s). 597, also House Bill(s) No(s). 1954 and 2314 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted following bill(s) to the Government Operations Committee for review: House Bill(s) No(s). 3404, also House Bill(s) No(s). 2346 with amendments.

FINANCE, WAYS AND MEANS COMMITTEE

The Finance, Ways and Means Committee recommended for passage: House Bill(s) No(s). 2714, 3570, 2766, 2998, 3255, 3373, 3381, 3464, 3465, 915, 2903, House Joint Resolution(s) No(s). 645 and 713, also House Bill(s) No(s). 3024, 2329, 2749, 3019, 3093 and 2237 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

JUDICIARY COMMITTEE

The Judiciary Committee recommended for passage: House Bill(s) No(s). 2226, 2373, 2250, 3462 and 3120, also House Bill(s) No(s). 2763, 3294, 2641, 2562, 3499, 2890 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 2869, 2904, 2311 and House Joint Resolution(s) No(s). 753, also House Bill(s) No(s). 2733, 2868, 3517, 3394, 2888 and 2817, with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

STATE AND LOCAL GOVERNMENT COMMITTEE

The State and Local Government Committee recommended for passage: House Bill(s) No(s). 3866, 3857, 3101 and 3478, also House Bill(s) No(s). 3858, 3633, 3746, 3375, 3400, 1447 and 3610 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 3270, 2917, 1075, 2265, 3102, 3828 and 3051 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee further reports that House Bill No. 2062 was considered, but failed to pass.

TRANSPORTATION COMMITTEE

The Transportation Committee recommended for passage: House Bill(s) No(s). 2933, also House Bill(s) No(s). 2375 and 3023 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

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It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 2691, also House Bill(s) No(s). 2803 and 929 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

REPORTS FROM STANDING COMMITTEES

The committees that met on **March 21, 2012**, reported the following:

COMMITTEE ON CALENDAR AND RULES

The Calendar and Rules Committee met and set the following bill(s) on the **Regular Calendar** for **March 26, 2012**: House Bill(s) No(s). 3706, 2644, 3265, 3856, 3481, 2479, 2390, 2388, 2966, 2167 and 3338.

The Committee set the following bill(s) on the **Regular Calendar** for **March 28, 2012**: House Bill(s) No(s). 2344, 2783, 2976, Senate Joint Resolution(s) No(s). 523, House Bill(s) No(s). 3031, 2639, 2765, 3254, 3398, 2352, House Joint Resolution(s) No(s). 667, House Bill(s) No(s). 2505, 2520, 3544, 3543 and 3518.

The Committee set the following bill(s) and/or resolution(s) on the **Consent Calendar** for **March 26, 2012**: House Bill(s) No(s). 3463, House Joint Resolution(s) No(s). 734, House Bill(s) No(s). 3852, House Joint Resolution(s) No(s). 620, House Bill(s) No(s). 3853, 2501 and 2517.

CHILDREN AND FAMILY AFFAIRS COMMITTEE

The Children and Family Affairs Committee recommended for passage: House Bill(s) No(s). 3468, 3178 and 3071. Under the rules, each was transmitted to the Calendar and Rules Committee.

CONSERVATION AND ENVIRONMENT COMMITTEE

The Conservation and Environment Committee recommended for passage: House Bill(s) No(s). 3558, House Resolution(s) No(s). 208, House Joint Resolution(s) No(s). 636 and 712, also House Bill(s) No(s). 3383 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Joint Resolution(s) No(s). 729, also House Bill(s) No(s). 2776 and 3520 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted following bill(s) to the Government Operations Committee for review: House Bill(s) No(s). 1572 and 3076 with amendments.

GOVERNMENT OPERATIONS COMMITTEE

The Government Operations Committee recommended for passage: House Bill(s) No(s). 2518 and Senate Bill(s) No(s). 2313 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

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It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill(s) No(s). 2363 and 3688. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

HEALTH AND HUMAN RESOURCES COMMITTEE

The Health and Human Resources Committee recommended for passage: House Bill(s) No(s). 2949 and 2664, also House Bill(s) No(s). 2801, 2806, 2960, 2684 and 3808 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

The Committee also transmitted following bill(s) to the Government Operations Committee for review: House Bill(s) No(s). 369 with amendments.

CONSENT CALENDAR

House Resolution No. 223 -- Memorials, Personal Achievement - Noah Price Erwin, Eagle Scout. by *Swann, *Ramsey.

House Joint Resolution No. 798 -- Memorials, Sports - Lenoir City Middle School girls' basketball team, State Section champion. by *Matlock.

House Joint Resolution No. 799 -- Memorials, Academic Achievement - Sydney Trentham, Salutatorian, Lebanon High School. by *Pody.

House Joint Resolution No. 800 -- Memorials, Academic Achievement - Carson Hicks, Valedictorian, Lebanon High School. by *Pody.

House Joint Resolution No. 801 -- Memorials, Academic Achievement - Nathaniel Midgett, Valedictorian, Lebanon High School. by *Pody.

House Joint Resolution No. 802 -- Memorials, Recognition - Darrell's Dream Boundless Playground Complex. by *Shipley.

House Joint Resolution No. 803 -- Memorials, Recognition - Delta Days on Capitol Hill. by *Turner J.

House Joint Resolution No. 809 -- Memorials, Recognition - East Tennessee Livestock Center, Inc., 50th anniversary. by *Matlock.

Senate Joint Resolution No. 666 -- Memorials, Sports - Webb School of Knoxville Lady Spartans basketball team, Division II-A State Championship. by *Massey, *McNally.

Senate Joint Resolution No. 667 -- Memorials, Death - Max Broyles. by *Crowe.

Senate Joint Resolution No. 669 -- Memorials, Recognition - Roane State Community College. by *McNally, *Yager.

Senate Joint Resolution No. 670 -- Memorials, Sports - Tennessee Tech's softball team. by *Burks, *Crowe, *Harper.

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Pursuant to **Rule No. 50**, Rep. Dunn moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	93
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, McDaniel, McDonald, McManus, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 93

Representatives present and not voting were: Miller D -- 1

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from "present and not voting" to "aye" on the Consent Calendar and have this statement entered in the Journal: Rep(s). D. Miller.

REGULAR CALENDAR

***House Bill No. 3006** -- Highway Signs - As introduced, designates portion of U.S. Highway 61 in Memphis as the "Blues Trail." by *Cooper B, *Towns, *Lollar, *Todd, *Pruitt, *Moore, *Pitts, *Stewart, *Favors, *DeBerry J, *Curtiss, *Windle, *Naifeh, *DeBerry L, *Fitzhugh, *Brown. (SB3260 by *Ford, *Kelsey, *Kyle, *Marrero, *Norris, *Tate)

On motion, House Bill No. 3006 was made to conform with **Senate Bill No. 3260**; the Senate Bill was substituted for the House Bill.

Rep. B. Cooper moved that Senate Bill No. 3260 be passed on third and final consideration.

Rep. P. Johnson moved adoption of Transportation Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 3260 By deleting in its entirety Section 1 of the introduced bill and by substituting instead the following:

SECTION 1. Notwithstanding any provision of law to the contrary, the segment of State Route 14 beginning at the Tennessee-Mississippi border north on Third Street to Jackson Avenue is hereby designated "The Blues Trail" as a lasting tribute to one aspect of Tennessee's extensive musical and cultural heritage.

AND FURTHER AMEND by deleting Section 7 of the introduced bill in its entirety and by redesignating the subsequent section accordingly.

On motion, Transportation Committee Amendment No. 1 was adopted.

Rep. B. Cooper moved that **Senate Bill No. 3260**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes..... 0

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 96

A motion to reconsider was tabled.

Senate Bill No. 2221 -- Medical Occupations - As introduced, revises various provisions governing emergency medical services; requires licensure instead of certification. - Amends TCA Title 68, Chapter 140, Part 3 and Title 68, Chapter 140, Part 4. by *Norris, *Crowe. (*HB2359 by *McCormick, *Campbell)

Further consideration of Senate Bill No. 2221 previously considered on March 12, 2012 and March 15, 2012, at which time the Senate Bill was substituted for the House Bill, the House withdrew Amendment(s) No(s). 1, adopted Amendment(s) No(s). 2 and it was reset for today's Calendar.

Rep. Campbell moved that **Senate Bill No. 2221**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes..... 0

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 95

A motion to reconsider was tabled.

Senate Bill No. 2723 -- Local Education Agencies - As introduced, allows local boards of education to conduct scheduled board meetings electronically in some circumstances. - Amends TCA Title 8, Chapter 44, Part 1 and Title 49, Chapter 2. by *Finney L. (*HB2883 by *Fitzhugh, *Hardaway)

Further consideration of Senate Bill No. 2723 previously considered on March 15, 2012, at which time the Senate Bill was substituted for the House Bill, the House withdrew Amendment(s) No(s). 1 and it was reset for today's Calendar.

Rep. Fitzhugh moved that Senate Bill No. 2723 be reset for the Regular Calendar on March 29, 2012, which motion prevailed.

***House Bill No. 2437** -- Motor Vehicles - As introduced, exempts motor vehicle dismantlers from obtaining copy of title before purchasing motor vehicle for scrap if the vehicle was manufactured more than 25 years ago. - Amends TCA Title 55, Chapter 17, Part 1 and Title 55, Chapter 3, Part 2. by *Dean, *Parkinson, *Sparks, *Miller L, *Sontany, *Armstrong, *Matheny. (SB3626 by *Watson)

Rep. Dean moved that House Bill No. 2437 be passed on third and final consideration.

Rep. Weaver moved adoption of Transportation Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2437 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 55-3-202, is amended by deleting subsection (b) in its entirety and substituting instead the following:

(b)

(1)

(A) Notwithstanding any provisions of this title to the contrary, any motor vehicle dismantler and recycler or scrap metal processor who purchases a motor vehicle solely for parts, dismantling or scrap that is twelve (12) years or older may purchase the motor vehicle without seeing and obtaining a copy of the title to the vehicle if the motor vehicle dismantler and recycler or scrap metal processor does not crush or shred the vehicle for a period of three (3) business days, including the date of purchase, and if the following information is obtained by the buyer and maintained as a part of the record required by subdivision (a)(1) for three (3) years:

(i) The name, address, and National Motor Vehicle Title Information System identification number of the motor vehicle dismantler and recycler or scrap metal processor;

(ii) The name, initials, or other identification of the individual entering the information;

(iii) The date of the transaction;

(iv) A description of the motor vehicle, including the make and model to the extent practicable;

(v) The vehicle identification number (VIN) of the vehicle to the extent practicable;

(vi) The license plate number of any vehicle transporting the motor vehicle being sold;

(vii) The amount of consideration given for the vehicle;

(viii) A written statement signed by the seller, or the seller's agent, certifying that the seller, or the seller's agent, has the lawful right to sell the motor vehicle;

(ix) The name and address of the person from whom the vehicle is being purchased; and

(x) A photocopy or electronic scan of a valid driver license of the seller or seller's agent of the motor vehicle, or in lieu of the photocopy or scan of the valid driver license, any other identification card containing a photograph of the seller as issued by any state or federal agency of the United States. If the buyer has a copy of the seller's photo identification on file, the buyer may reference the photo identification on file without making a separate photocopy for each transaction.

(B) If the seller does not show the motor vehicle title or provide the information prescribed in subdivision (b)(1)(A), the motor vehicle dismantler and recycler or scrap metal processor shall not complete the transaction.

(2) The general assembly intends by this subsection (b) to occupy and preempt the entire field of legislation related to the age of the vehicle which a motor vehicle dismantler and recycler or scrap metal processor may purchase without seeing and obtaining a copy of the title to the vehicle and the three (3) day waiting period prior to crushing or shredding the vehicle when a title is not presented to the dismantler or recycler in accordance with subdivision (1)(A).

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Transportation Committee Amendment No. 1 was adopted.

Rep. Dean moved that **House Bill No. 2437**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes 0

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 96

A motion to reconsider was tabled.

House Bill No. 2812 -- Bail, Bail Bonds - As introduced, requires persons who have previously failed to appear in court as scheduled to post money or real estate as security for a bail bond. - Amends TCA Section 40-11-104. by *Dean. (*SB2510 by *Bell)

Rep. Dean moved that **House Bill No. 2812** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes 0

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford,

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Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 96

A motion to reconsider was tabled.

House Bill No. 3704 -- Education, Higher - As introduced, requires a governing board of a public institution of higher education to report annually to the house and senate education committees the attendance of its board members and if applicable, the reason for absence. - Amends TCA Title 49, Chapter 7, Part 1. by *McCormick. (*SB3749 by *Tracy)

Rep. K. Brooks moved that House Bill No. 3704 be reset for the Regular Calendar on March 26, 2012, which motion prevailed.

***House Bill No. 2318** -- Lottery, Scholarships and Programs - As introduced, permits certain students, at their own option, to include grades from courses taken during summer semester 2011 in the cumulative grade point average for continuation of the Tennessee HOPE scholarship. - Amends TCA Title 49, Chapter 4, Part 9. by *Fitzhugh. (SB2454 by *Finney L)

BILL HELD ON DESK

Rep. Fitzhugh moved that House Bill No. 2318 be held on the Clerk's desk, which motion prevailed.

REGULAR CALENDAR, CONTINUED

***House Bill No. 2109** -- Public Contracts - As introduced, clarifies that there is personal liability for the costs of unauthorized purchases of supplies, material or equipment within legislative branch and that the amount may be recovered. - Amends TCA Title 12, Chapter 3. by *Haynes. (SB1945 by *Ketron)

On motion, House Bill No. 2109 was made to conform with **Senate Bill No. 1945**; the Senate Bill was substituted for the House Bill.

Rep. Haynes moved that Senate Bill No. 1945 be passed on third and final consideration.

Rep. Ramsey moved that State and Local Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Haynes moved that **Senate Bill No. 1945** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes..... 0

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 96

A motion to reconsider was tabled.

***House Bill No. 2986** -- Law Enforcement - As introduced, clarifies that a report on a missing child must be entered in the NCIC database but does not have to be entered in the MCOT database. - Amends TCA Title 37; Title 38 and Title 39. by *Haynes. (SB2817 by *Massey)

Rep. Haynes moved that House Bill No. 2986 be passed on third and final consideration.

Rep. Ramsey moved adoption of State and Local Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2986 By deleting the language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 37-10-203, is amended by deleting the section in its entirety and by substituting instead the following:

37-10-203.

Every law enforcement officer receiving information from a parent or any source that it deems creditable shall prepare a formal missing child report. A law enforcement agency reporting a missing child is further required to enter or cause to be entered the report of the missing child into the National Crime Information Center (NCIC) within two (2) hours of the receipt of the initial missing child report.

SECTION 2. This act shall take effect upon becoming law, the public welfare requiring it.

On motion, State and Local Government Committee Amendment No. 1 was adopted.

Rep. Haynes moved that **House Bill No. 2986**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes 96
Noes..... 0

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 96

A motion to reconsider was tabled.

***House Bill No. 1171** -- Alcoholic Beverages - As introduced, revises residency requirements to obtain a retailer's license from being a resident for one instead of two years preceding the issuance of the license or for at least five instead of 10 consecutive years; removes these requirements if the next of kin takes over the license following the death of a retail license holder. - Amends TCA Title 57. by *Haynes. (SB1038 by *Ketron)

Rep. Haynes moved that House Bill No. 1171 be passed on third and final consideration.

Rep. Ramsey moved adoption of State and Local Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1171 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 57-4-103(a), is amended by deleting subdivision (4) in its entirety and by substituting instead the following language:

(4)

(A) If a municipality which has created a tourism development zone as defined in § 7-88-103 has not authorized the sale of alcoholic beverages for consumption on the premises in a referendum, then such municipality is authorized to conduct a referendum to authorize the sale of alcoholic beverages for consumption on the premises within the corporate boundaries of such municipality in accordance with this subdivision (4). Notwithstanding the provisions of § 57-3-106(c) and (f)(2), the county election commission shall place the question on the ballot of the November 2012 general election; provided that all costs associated with the referendum election shall be paid for by the municipality to which this subdivision (4) applies.

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(B) The question submitted to the voters shall be in the following form for this election:

For legal sale of alcoholic beverages for consumption on the premises in _____ (here insert name of political subdivision).

Against legal sale alcoholic beverages for consumption on the premises in _____ (here insert name of political subdivision).

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, State and Local Government Committee Amendment No. 1 was adopted.

Rep. Ramsey moved adoption of State and Local Government Committee Amendment No. 2 as follows:

Amendment No. 2

AMEND House Bill No. 1171 by adding the following new section immediately preceding the last section and by renumbering the subsequent section accordingly:

SECTION __. Tennessee Code Annotated, Section 57-4-103(a), is amended by adding the following language as a new, appropriately designated subdivision:

() If any municipality located in any county having a population of not less than sixty-six thousand two hundred (66,200) nor more than sixty-six thousand three hundred (66,300) according to the 2010 federal census or any subsequent federal census, has authorized the sale of alcoholic beverages for consumption on the premises in a referendum in the manner prescribed by § 57-3-106, then any municipality having a population of not less than eight hundred fifty-five (855) nor more than eight hundred sixty-five (865) located within the boundaries of such county may conduct a referendum to authorize the sale of alcoholic beverages for consumption on the premises within the corporate boundaries of such municipality, notwithstanding the population requirements of § 57-3-101(a)(13) or § 57-3-106(b)(1). The referendum shall be conducted in the manner prescribed by § 57-3-106.

On motion, State and Local Government Committee Amendment No. 2 was adopted.

Rep. Haynes moved that **House Bill No. 1171**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 72
Noes..... 16
Present and not voting..... 7

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Representatives voting aye were: Armstrong, Brooks H, Brown, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, DeBerry L, Dennis, Elam, Eldridge, Faison, Favors, Fitzhugh, Forgety, Gilmore, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hill, Johnson C, Johnson P, Jones, Keisling, Kernell, Lundberg, Maggart, Marsh, Matheny, McDaniel, McManus, Miller D, Miller L, Montgomery, Naifeh, Niceley, Odom, Parkinson, Pody, Pruitt, Ragan, Ramsey, Rich, Richardson, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Weaver, Williams K, Williams R, Wirgau, Womick, Madam Speaker Harwell -- 72

Representatives voting no were: Bass, Brooks K, Curtiss, DeBerry J, Dunn, Floyd, Hensley, Holt, Hurley, Lollar, McDonald, Pitts, Roach, Watson, White, Windle -- 16

Representatives present and not voting were: Alexander, Butt, Dean, Evans, Gotto, Moore, Powers -- 7

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from "aye" to "present and not voting" on **House Bill No. 1171** and have this statement entered in the Journal: Rep(s). Pody.

REGULAR CALENDAR, CONTINUED

House Bill No. 3039 -- Alcoholic Beverages - As introduced, allows restaurant to have minimum of 40 seats instead of 75 seats for purpose of selling alcoholic beverages; clarifies that limited service restaurant may sell more than 50 percent food and still qualify for license. - Amends TCA Title 57, Chapter 4. by *Haynes. (*SB2563 by *Ketron)

Rep. Haynes moved that House Bill No. 3039 be passed on third and final consideration.

Rep. Ramsey moved adoption of State and Local Government Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 3039 By deleting the language "deleting the table" in the directory language of SECTION 3 of the bill and substituting instead the following language "deleting the first table labeled (i) through (v) for restaurants".
On motion, State and Local Government Committee Amendment No. 1 was adopted.

Rep. Sargent moved that Finance, Ways and Means Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. K. Williams moved the previous question, which motion prevailed.

Rep. Haynes moved that **House Bill No. 3039**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes 64
Noes..... 24
Present and not voting..... 5

Representatives voting aye were: Armstrong, Brooks H, Brown, Campbell, Camper, Carr, Casada, Coley, DeBerry L, Dennis, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Forgety, Gilmore, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Johnson C, Johnson P, Jones, Kernell, Lundberg, Maggart, Marsh, Matheny, McDaniel, McManus, Miller D, Miller L, Montgomery, Naifeh, Niceley, Odom, Parkinson, Ragan, Ramsey, Rich, Richardson, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Stewart, Swann, Tidwell, Tindell, Todd, Turner J, Turner M, Weaver, Williams K, Williams R, Wirgau, Madam Speaker Harwell -- 64

Representatives voting no were: Bass, Brooks K, Cobb, Curtiss, Dean, DeBerry J, Dunn, Ford, Gotto, Hensley, Hill, Holt, Hurley, Keisling, Lollar, McDonald, Moore, Pitts, Roach, Towns, Watson, White, Windle, Womick -- 24

Representatives present and not voting were: Alexander, Butt, Pody, Powers, Sparks -- 5

A motion to reconsider was tabled.

***House Bill No. 2774** -- Criminal Procedure - As introduced, increases expunction fee following the successful completion of diversion programs. - Amends TCA Title 38, Chapter 6; Title 40, Chapter 32 and Title 40, Chapter 35. by *Watson, *Brooks K. (SB2780 by *McNally)

Rep. Watson moved that House Bill No. 2774 be reset for the Regular Calendar on March 29, 2012, which motion prevailed.

House Bill No. 3591 -- Special License Plates - As introduced, authorizes issuance of Autism Awareness new specialty earmarked license plates; allocates 50 percent of funds produced from sale thereof to three autism support organizations. - Amends TCA Title 55, Chapter 4. by *McManus, *Haynes. (*SB3071 by *Johnson, *Ketron, *Massey, *Burks, *Marrero, *Stewart)

On motion, House Bill No. 3591 was made to conform with **Senate Bill No. 3071**; the Senate Bill was substituted for the House Bill.

Rep. McManus moved that Senate Bill No. 3071 be passed on third and final consideration.

Rep. P. Johnson moved adoption of Transportation Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 3071 by deleting the first sentence in amendatory § 55-4-2__(c) of SECTION 2 of the printed bill and by substituting instead the following:

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In accordance with § 55-4-215, funds produced from the sale of the Autism Awareness new specialty earmarked license plates shall be allocated to ASMT, Inc. for distribution to ASMT, Inc., Autism Society of East Tennessee, and the Autism Society of the MidSouth as nonprofit organizations dedicated to informational and referral services in their respective grand divisions and exempted from the payment of federal income taxes under 26 U.S.C. § 501(c)(3) of the Internal Revenue Code.

On motion, Transportation Committee Amendment No. 1 was adopted.

Rep. McManus moved that **Senate Bill No. 3071**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes..... 0

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 96

A motion to reconsider was tabled.

***House Bill No. 2294** -- Game and Fish Laws - As introduced, authorizes the issuance of hunting licenses to persons who are intellectually disabled, subject to their attending a hunter education course and hunting in the presence of persons who are hunter-education-certified and licensed to hunt. - Amends TCA Title 70, Chapter 2, Part 1. by *Sexton, *Wirgau, *Ragan, *Hall, *White, *Hurley, *Pody, *Williams R, *Powers, *Evans, *Maggart, *Hawk, *Gilmore, *Niceley, *Swann, *Lollar, *Marsh, *Floyd, *Butt, *Tidwell, *McDonald, *Curtiss. (SB2403 by *McNally, *Marrero, *Massey, *Overbey, *Yager)

On motion, House Bill No. 2294 was made to conform with **Senate Bill No. 2403**; the Senate Bill was substituted for the House Bill.

Rep. Sexton moved that Senate Bill No. 2403 be passed on third and final consideration.

Rep. Lollar moved that Conservation and Environment Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Sexton moved that **Senate Bill No. 2403** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 94
Noes..... 0

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Curtiss, Dean, DeBerry J, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 94

A motion to reconsider was tabled.

House Bill No. 2861 -- Lottery, Scholarships and Programs - As introduced, requires THEC to make recommendations for change to the lottery scholarship eligibility for GED recipients in light of impending changes to the GED test by the American Council on Education. - Amends TCA Title 49. by *Brooks H. (*SB2511 by *Bell)

Rep. H. Brooks moved that House Bill No. 2861 be passed on third and final consideration.

Rep. Montgomery moved adoption of Education Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 2861 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-4-903, is amended by adding the following language as a new subsection (e):

(e) In light of the stated intention of the American Council on Education to create a new GED® test aligned with the common core state standards, THEC shall study whether any changes should be made to the requirements for receipt of Tennessee HOPE lottery scholarships by recipients of GED diplomas under § 49-4-908. The department of labor and workforce development, division of adult education, the department of education and the office of research and education accountability in the office of the comptroller of the treasury shall assist THEC. THEC shall report its progress in determining whether any changes should be made to the requirements for receipt of Tennessee HOPE lottery scholarships by recipients of GED diplomas to the education committees of the house of representatives and the senate by February 1, 2013. THEC shall report its final findings and conclusions and make any recommendations for changes to the statute to the general assembly by January 14, 2014.

SECTION 2. Tennessee Code Annotated, Title 4, Chapter 3, Part 14, is amended by adding the following language as a new, appropriately designated section:

49-3-14___. The department of labor and workforce development, with the assistance of the department of education, the state board of education and THEC, shall develop and implement a program for individuals who did not graduate from high school that will provide a means, other than the GED® tests, to obtain a credential signifying completion of high school or its equivalent. The department of labor and workforce development shall report its progress in developing and implementing such program to the education committees of the house of representatives and the senate by February 1, 2013. The department shall submit its final report with recommendations for any needed legislation to the general assembly by January 14, 2014.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Education Committee Amendment No. 1 was adopted.

Rep. H. Brooks moved that **House Bill No. 2861**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 93

Representatives present and not voting were: Brown -- 1

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from "not voting" to "aye" on **House Bill No. 2861** and have this statement entered in the Journal: Rep(s). Stewart.

REGULAR CALENDAR, CONTINUED

House Bill No. 3469 -- Education, Higher - As introduced, declares that teacher effect data made available to teacher preparation programs shall not be public records and shall be used only in evaluating the preparation programs. - Amends TCA Section 49-1-606. by *Brooks H. (*SB3024 by *Gresham)

On motion, House Bill No. 3469 was made to conform with **Senate Bill No. 3024**; the Senate Bill was substituted for the House Bill.

Rep. H. Brooks moved that Senate Bill No. 3024 be passed on third and final consideration.

Rep. Montgomery moved adoption of Education Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 3024 by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 49-1-606(b), is amended by deleting the last sentence of the section and substituting instead the following language:

The estimates made available to the preparation programs shall not be a public record and shall be used only in evaluation of the respective teacher preparation programs. Each institution or postsecondary system receiving the estimates shall develop a policy to protect the confidentiality of the data.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Education Committee Amendment No. 1 was adopted.

Rep. H. Brooks moved that **Senate Bill No. 3024**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes..... 0

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart,

Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 95

A motion to reconsider was tabled.

***House Bill No. 3241** -- Education - As introduced, requires local boards of education to adopt policies concerning a teacher's ability to relocate a student for the safety of the student and the safety of others. - Amends TCA Title 49. by *Brooks H, *Brooks K, *Powers, *Hensley, *Dunn, *Naifeh, *DeBerry L, *Lollar, *McDaniel, *Ford, *Forgety, *Montgomery, *DeBerry J, *Casada, *Sanderson, *Bass, *Holt, *Faison, *Williams R, *Maggart, *Weaver, *Dean, *Butt, *Johnson P, *Wirgau, *Hardaway. (SB3116 by *Gresham, *Summerville, *Burks, *Tracy, *Campfield, *Tate, *Crowe, *Bell, *Roberts, *Southerland, *Ramsey, *Watson, *Ketron, *Massey, *Beavers, *Faulk, *Norris, *Yager)

On motion, House Bill No. 3241 was made to conform with **Senate Bill No. 3116**; the Senate Bill was substituted for the House Bill.

Rep. H. Brooks moved that **Senate Bill No. 3116** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes.....	1
Present and not voting.....	4

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Wirgau, Womick, Madam Speaker Harwell -- 91

Representatives voting no were: Pruitt -- 1

Representatives present and not voting were: Brown, Favors, Richardson, Windle -- 4

A motion to reconsider was tabled.

***House Bill No. 2679** -- Alcoholic Beverages - As introduced, creates a new farm wine permit; authorizes a farm producer to transport grapes or fruit grown on the farm to a licensed winery for the winery to manufacture, bottle and label the wine as being the product of the farm holding the farm wine permit; places certain requirements on the licensed winery. - Amends TCA Section 57-3-201 and Section 57-3-207. by *Casada, *Sanderson, *Weaver, *Niceley, *Maggart. (SB3552 by *Faulk, *Ketron, *Yager, *Johnson, *Crowe, *Overbey, *Ramsey)

On motion, House Bill No. 2679 was made to conform with **Senate Bill No. 3552**; the Senate Bill was substituted for the House Bill.

Rep. Casada moved that Senate Bill No. 3552 be passed on third and final consideration.

Rep. Haynes moved the previous question, which motion prevailed.

Rep. Casada moved that **Senate Bill No. 3552** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	77
Noes.....	11
Present and not voting.....	8

Representatives voting aye were: Armstrong, Bass, Brown, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, DeBerry L, Dennis, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hensley, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, McDaniel, McManus, Miller D, Miller L, Montgomery, Naifeh, Niceley, Odom, Parkinson, Pitts, Pruitt, Ragan, Ramsey, Rich, Richardson, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Weaver, White, Williams K, Williams R, Wirgau, Womick, Madam Speaker Harwell -- 77

Representatives voting no were: Brooks H, Brooks K, Campbell, DeBerry J, Dunn, Floyd, Ford, McDonald, Roach, Watson, Windle -- 11

Representatives present and not voting were: Alexander, Butt, Dean, Hill, Holt, Moore, Pody, Powers -- 8

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “aye” to “present and not voting” on **Senate Bill No. 3552** and have this statement entered in the Journal: Rep(s). Lollar.

REGULAR CALENDAR, CONTINUED

House Bill No. 3263 -- Agriculture - As introduced, revises various provisions of the Agriculture Commodities Promotion Act, including provisions requiring certain reports by purchasers and provisions governing the membership of the beef promotion board. - Amends TCA Title 43, Chapter 29, Part 1. by *Halford. (*SB3027 by *Gresham)

Rep. Halford moved that House Bill No. 3263 be passed on third and final consideration.

Rep. Niceley moved adoption of Agriculture Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 3263 by deleting Section 1 of the printed bill.

On motion, Agriculture Committee Amendment No. 1 was adopted.

Rep. Halford moved that **House Bill No. 3263**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes..... 0

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 96

A motion to reconsider was tabled.

House Bill No. 3733 -- Campaigns and Campaign Finance - As introduced, allows audits of members of the general assembly to begin once session ends instead of June if session ends earlier than June. - Amends TCA Title 2, Chapter 10 and Title 4, Chapter 55. by *Pody. (*SB3411 by *Beavers)

On motion, House Bill No. 3733 was made to conform with **Senate Bill No. 3411**; the Senate Bill was substituted for the House Bill.

Rep. Pody moved that Senate Bill No. 3411 be passed on third and final consideration.

Rep. Ramsey moved that State and Local Government Committee Amendment No. 1 be withdrawn, which motion prevailed.

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Rep. Pody moved that **Senate Bill No. 3411** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 88
Noes..... 5

Representatives voting aye were: Alexander, Armstrong, Bass, Brooks H, Brooks K, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Swann, Tidwell, Tindell, Todd, Turner J, Watson, Weaver, White, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 88

Representatives voting no were: Brown, Stewart, Towns, Turner M, Williams K -- 5

A motion to reconsider was tabled.

House Bill No. 2519 -- Sunset Laws - As introduced, extends the board of dietitian/nutritionist examiners, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 25, Part 1. by *Cobb, *Shipley, *Rich. (*SB2306 by *Bell)

On motion, House Bill No. 2519 was made to conform with **Senate Bill No. 2306**; the Senate Bill was substituted for the House Bill.

Rep. Cobb moved that Senate Bill No. 2306 be passed on third and final consideration.

Rep. Rich moved that Government Operations Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Rich moved that Government Operations Committee Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Fitzhugh moved adoption of Amendment No. 3 as follows:

Amendment No. 3

AMEND Senate Bill No. 2306 by adding the following as a new section to precede the effective date section:

SECTION _____. Tennessee Code Annotated, Section 63-7-202, is amended by adding the following as a new subsection thereto:

() The governor shall publish the name and a brief biography of a nominee to the board at least two (2) weeks prior to the appointment of such nominee. Such biographical information shall not include home and work addresses, telephone numbers, email address, social security number and any other information that could reasonably be considered

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personal. The governor shall transmit written notice of the proposed appointment of such nominee to the board of dietitian/nutritionist examiners to the secretary of state for publication in the notice section of the administrative register web site, on the web site of the department of health and the board of dietitian/nutritionist examiners. Such notice of a proposed appointment to the board of dietitian/nutritionist examiners shall remain on the web sites until the date of appointment of the nominee. In addition, the governor shall take such other steps as the governor deems necessary to convey effective notice to persons who are likely to have an interest in the proposed nomination to the board. The written notice required by this subsection shall include an opportunity for public input regarding such nominee, including by email, telephone and an address where written correspondence can be sent.

Rep. K. Brooks moved that Amendment No. 3 be tabled, which motion prevailed by the following vote:

Ayes	60
Noes.....	33
Present and not voting.....	1

Representatives voting aye were: Alexander, Brooks H, Brooks K, Butt, Campbell, Carr, Cobb, Coley, Dean, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Floyd, Forgety, Gotto, Halford, Hall, Harrison, Hawk, Haynes, Hensley, Holt, Hurley, Johnson C, Johnson P, Keisling, Kernell, Lollar, Maggart, Marsh, Matheny, McDaniel, McManus, Miller D, Montgomery, Niceley, Pody, Powers, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shipley, Sparks, Swann, Todd, Towns, Watson, Weaver, White, Williams R, Wirgau, Womick, Madam Speaker Harwell -- 60

Representatives voting no were: Armstrong, Bass, Brown, Camper, Cooper, Curtiss, DeBerry J, DeBerry L, Favors, Fitzhugh, Gilmore, Hardaway, Hill, Jones, Lundberg, McDonald, Miller L, Moore, Naifeh, Odom, Parkinson, Pitts, Richardson, Shaw, Shepard, Sontany, Stewart, Tidwell, Tindell, Turner J, Turner M, Williams K, Windle -- 33

Representatives present and not voting were: Pruitt -- 1

Rep. Cobb moved that **Senate Bill No. 2306** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	63
Noes.....	30
Present and not voting.....	1

Representatives voting aye were: Alexander, Brooks H, Brooks K, Butt, Campbell, Carr, Cobb, Coley, Dean, DeBerry J, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Floyd, Ford, Forgety, Gotto, Halford, Hall, Harrison, Hawk, Haynes, Hensley, Holt, Hurley, Johnson C, Johnson P, Keisling, Kernell, Lollar, Maggart, Marsh, Matheny, McDaniel, McManus, Miller D, Montgomery, Niceley, Pody, Powers, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shepard, Shipley, Sparks, Swann, Tindell, Todd, Watson, Weaver, White, Williams R, Wirgau, Womick, Madam Speaker Harwell -- 63

THURSDAY, MARCH 22, 2012 – SIXTY-THIRD LEGISLATIVE DAY UNOFFICIAL VERSION

Representatives voting no were: Armstrong, Bass, Brown, Camper, Cooper, Curtiss, DeBerry L, Favors, Fitzhugh, Gilmore, Hardaway, Hill, Jones, McDonald, Miller L, Moore, Naifeh, Odom, Parkinson, Pitts, Richardson, Shaw, Sontany, Stewart, Tidwell, Towns, Turner J, Turner M, Williams K, Windle -- 30

Representatives present and not voting were: Casada -- 1

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member(s) desire to change their original stand from “aye” to “no” on the tabling motion to Amendment No. 3 on **Senate Bill No. 2306** and have this statement entered in the Journal: Rep(s). Kernell.

REGULAR CALENDAR, CONTINUED

House Bill No. 2521 -- Sunset Laws - As introduced, extends the board of examiners for nursing home administrators, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 16, Part 1. by *Cobb, *Shipley, *Rich. (*SB2307 by *Bell)

On motion, House Bill No. 2521 was made to conform with **Senate Bill No. 2307**; the Senate Bill was substituted for the House Bill.

Rep. Cobb moved that Senate Bill No. 2307 be passed on third and final consideration.

Rep. Rich moved that Government Operations Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Rich moved that Government Operations Committee Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Fitzhugh moved adoption of Amendment No. 3 as follows:

Amendment No. 3

AMEND Senate Bill No. 2307 by adding the following as a new section to precede the effective date section:

SECTION ____ Tennessee Code Annotated, Section 63-7-202, is amended by adding the following as a new subsection thereto:

() The governor shall publish the name and a brief biography of a nominee to the board at least two (2) weeks prior to the appointment of such nominee. Such biographical information shall not include home and work addresses, telephone numbers, email address, social security number and any other information that could reasonably be considered personal. The governor shall transmit written notice of the proposed appointment of such nominee to the board of examiners for nursing home

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administrators to the secretary of state for publication in the notice section of the administrative register web site, on the web site of the department of health and the board of examiners for nursing home administrators. Such notice of a proposed appointment to the board of examiners for nursing home administrators shall remain on the web sites until the date of appointment of the nominee. In addition, the governor shall take such other steps as the governor deems necessary to convey effective notice to persons who are likely to have an interest in the proposed nomination to the board. The written notice required by this subsection shall include an opportunity for public input regarding such nominee, including by email, telephone and an address where written correspondence can be sent.

Rep. K. Brooks moved that Amendment No. 3 be tabled, which motion prevailed.

Rep. Cobb moved that **Senate Bill No. 2307** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	63
Noes.....	31

Representatives voting aye were: Alexander, Brooks H, Brooks K, Butt, Campbell, Carr, Cobb, Coley, Curtiss, Dean, DeBerry J, Dennis, Dunn, Elam, Eldridge, Evans, Floyd, Ford, Forgety, Gotto, Halford, Hall, Harrison, Hawk, Haynes, Hensley, Holt, Hurley, Johnson C, Johnson P, Keisling, Kernell, Lollar, Maggart, Marsh, Matheny, McDaniel, McManus, Miller D, Montgomery, Niceley, Pody, Powers, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shepard, Shipley, Sparks, Swann, Tindell, Todd, Watson, Weaver, White, Williams R, Wirgau, Womick, Madam Speaker Harwell -- 63

Representatives voting no were: Armstrong, Bass, Brown, Camper, Cooper, DeBerry L, Favors, Fitzhugh, Gilmore, Hardaway, Hill, Jones, Lundberg, McDonald, Miller L, Moore, Naifeh, Odom, Parkinson, Pitts, Pruitt, Richardson, Shaw, Sontany, Stewart, Tidwell, Towns, Turner J, Turner M, Williams K, Windle -- 31

A motion to reconsider was tabled.

House Bill No. 2522 -- Sunset Laws - As introduced, extends the board of pharmacy, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 10, Part 3. by *Cobb, *Shipley, *Rich. (*SB2308 by *Bell)

On motion, House Bill No. 2522 was made to conform with **Senate Bill No. 2308**; the Senate Bill was substituted for the House Bill.

Rep. Cobb moved that Senate Bill No. 2308 be passed on third and final consideration.

Rep. Rich moved that Government Operations Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Rich moved that Government Operations Committee Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Fitzhugh moved adoption of Amendment No. 3 as follows:

Amendment No. 3

AMEND Senate Bill No. 2308 by adding the following as a new section to precede the effective date section:

SECTION _____. Tennessee Code Annotated, Section 63-7-202, is amended by adding the following as a new subsection thereto:

() The governor shall publish the name and a brief biography of a nominee to the board at least two (2) weeks prior to the appointment of such nominee. Such biographical information shall not include home and work addresses, telephone numbers, email address, social security number and any other information that could reasonably be considered personal. The governor shall transmit written notice of the proposed appointment of such nominee to the board of pharmacy to the secretary of state for publication in the notice section of the administrative register web site, on the web site of the department of health and the board of pharmacy. Such notice of a proposed appointment to the board of pharmacy shall remain on the web sites until the date of appointment of the nominee. In addition, the governor shall take such other steps as the governor deems necessary to convey effective notice to persons who are likely to have an interest in the proposed nomination to the board. The written notice required by this subsection shall include an opportunity for public input regarding such nominee, including by email, telephone and an address where written correspondence can be sent.

Rep. K. Brooks moved that Amendment No. 3 be tabled, which motion prevailed.

Rep. Cobb moved that **Senate Bill No. 2308** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 63
Noes..... 32

Representatives voting aye were: Alexander, Brooks H, Brooks K, Butt, Campbell, Carr, Cobb, Coley, Dean, DeBerry J, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Floyd, Ford, Forgety, Gotto, Halford, Hall, Harrison, Hawk, Haynes, Hensley, Holt, Hurley, Johnson C, Johnson P, Keisling, Kernell, Lollar, Maggart, Marsh, Matheny, McDaniel, McManus, Miller D, Montgomery, Niceley, Pody, Powers, Ragan, Ramsey, Rich, Roach, Sanderson, Sargent, Sexton, Shepard, Shipley, Sparks, Swann, Tindell, Todd, Watson, Weaver, White, Williams R, Wirgau, Womick, Madam Speaker Harwell -- 63

Representatives voting no were: Armstrong, Bass, Brown, Camper, Cooper, Curtiss, DeBerry L, Favors, Fitzhugh, Gilmore, Hardaway, Hill, Jones, Lundberg, McDonald, Miller L, Moore, Naifeh, Odom, Parkinson, Pitts, Pruitt, Richardson, Shaw, Sontany, Stewart, Tidwell, Towns, Turner J, Turner M, Williams K, Windle -- 32

A motion to reconsider was tabled.

House Bill No. 2523 -- Sunset Laws - As introduced, extends the committee for clinical perfusionists, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 28, Part 1. by *Cobb . (*SB2305 by *Bell)

On motion, House Bill No. 2523 was made to conform with **Senate Bill No. 2305**; the Senate Bill was substituted for the House Bill.

Rep. Cobb moved that Senate Bill No. 2305 be passed on third and final consideration.

Rep. Rich moved that Government Operations Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Rich moved that Government Operations Committee Amendment No. 2 be withdrawn, which motion prevailed.

Rep. Cobb moved that Senate Bill No. 2305 be reset for the Regular Calendar on March 26, 2012, which motion prevailed.

House Bill No. 2524 -- Sunset Laws - As introduced, extends the council for hearing instrument specialists, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 17, Part 2. by *Cobb, *Shipley, *Rich. (*SB2310 by *Bell)

Rep. Cobb moved that House Bill No. 2524 be reset for the Regular Calendar on March 26, 2012, which motion prevailed.

House Bill No. 2525 -- Sunset Laws - As introduced, extends the emergency medical services board, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 68, Chapter 140, Part 3. by *Cobb, *Shipley, *Rich. (*SB2309 by *Bell)

Rep. Cobb moved that House Bill No. 2525 be reset for the Regular Calendar on March 26, 2012, which motion prevailed.

House Bill No. 2526 -- Sunset Laws - As introduced, extends the Tennessee medical laboratory board, June 30, 2013. - Amends TCA Title 4, Chapter 29 and Title 68, Chapter 29, Part 1. by *Cobb, *Shipley, *Rich. (*SB2311 by *Bell)

Rep. Cobb moved that House Bill No. 2526 be reset for the Regular Calendar on March 26, 2012, which motion prevailed.

***House Bill No. 3542** -- Sunset Laws - As introduced, extends Tennessee motor vehicle commission, June 30, 2015. - Amends TCA Title 4, Chapter 29 and Title 55, Chapter 17, Part 1. by *Cobb, *Shipley, *Rich. (SB3385 by *Bell)

Rep. Cobb moved that House Bill No. 3542 be reset for the Regular Calendar on March 28, 2012, which motion prevailed.

***House Bill No. 2844** -- Election Laws - As introduced, authorizes the election commission to designate a polling place outside the precinct it is to serve, but within the limits of the municipality, for a municipal election not held in conjunction with any other election. - Amends TCA Title 2, Chapter 3, Part 1. by *Dunn. (SB2818 by *Massey)

Rep. Dunn moved that **House Bill No. 2844** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	82
Noes.....	10

Representatives voting aye were: Alexander, Armstrong, Brooks H, Brooks K, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Curtiss, Dean, DeBerry J, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, McDaniel, McDonald, McManus, Miller D, Montgomery, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Powers, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sparks, Swann, Tindell, Todd, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 82

Representatives voting no were: Brown, Cooper, Favors, Hardaway, Jones, Miller L, Sontany, Stewart, Towns, Turner J -- 10

A motion to reconsider was tabled.

UNFINISHED BUSINESS

NOTICE TO ACT ON SENATE MESSAGES

Pursuant to **Rule No. 59**, notice was given that the following measure(s) from the Senate would be considered on March 26, 2012:

House Bill No. 368: by Rep. Dunn

House Bill No. 2381: by Rep. McCormick

RULES SUSPENDED

Rep. Todd moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 817 out of order, which motion prevailed.

House Joint Resolution No. 817 -- Naming and Designating - "InfantSEE Week," April 1-7, 2012. by *Todd.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Todd, the resolution was adopted.

A motion to reconsider was tabled.

BILLS WITHDRAWN

On motion of Rep. Hurley, **House Bill No. 3858** was recalled from the Calendar and Rules Committee and withdrawn from the House.

RULES SUSPENDED

Rep. Ragan moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 711 out of order, which motion prevailed.

Senate Joint Resolution No. 711 -- Memorials, Heroism - Lance Corporal Christian Brown. by *Norris, *Barnes, *Beavers, *Bell, *Berke, *Burks, *Campfield, *Crowe, *Faulk, *Finney L, *Ford, *Gresham, *Harper, *Haynes, *Henry, *Herron, *Johnson, *Kelsey, *Ketrone, *Kyle, *Marrero, *Massey, *McNally, *Overbey, *Roberts, *Southerland, *Stewart, *Summerville, *Tate, *Tracy, *Watson, *Yager, *Ramsey.

On motion of Rep. Ragan, the resolution was concurred in.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Coley moved that the rules be suspended for the immediate consideration of Senate Joint Resolution No. 709 out of order, which motion prevailed.

Senate Joint Resolution No. 709 -- Memorials, Recognition - Joe Manuel and The Saturday Night Jamboree. by *Marrero, *Ford, *Kelsey, *Kyle, *Norris, *Tate.

On motion of Rep. Coley, the resolution was concurred in.

A motion to reconsider was tabled.

RULES SUSPENDED

Rep. Maggart moved that the rules be suspended for the purpose of introducing House Resolution No. 225 out of order, which motion prevailed.

House Resolution No. 225 -- Memorials, Recognition - Vietnam Veterans of America Chapter 240 and Barry Rice. by *Maggart.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Maggart, the resolution was adopted.

A motion to reconsider was tabled.

MOTION TO RECONSIDER

Rep. Hurley moved that the House reconsider its action in withdrawing House Bill No. 3858, which motion prevailed.

Rep. Hurley moved to withdraw the motion to withdraw House Bill No. 3858, which motion prevailed.

BILLS WITHDRAWN

On motion of Rep. Hurley, **House Bill No. 3865** was recalled from the State and Local Government Committee and withdrawn from the House.

RULES SUSPENDED

Rep. K. Brooks moved that the rules be suspended to allow **House Bill No. 2372** to be heard in the Finance, Ways and Means Subcommittee this week.

Without objection, it was so ordered.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Resolution No. 190 Rep(s). Gotto as prime sponsor(s).

House Resolution No. 191 Rep(s). Gotto as prime sponsor(s).

House Resolution No. 192 Rep(s). Gotto as prime sponsor(s).

House Resolution No. 193 Rep(s). Gotto as prime sponsor(s).

House Resolution No. 194 Rep(s). Gotto as prime sponsor(s).

House Bill No. 291 Rep(s). Kernell as prime sponsor(s).

House Bill No. 469 Rep(s). Sargent, K. Brooks, Niceley and Hensley as prime sponsor(s).

House Bill No. 1566 Rep(s). Womick as prime sponsor(s).

House Bill No. 2318 Rep(s). Hardaway and Parkinson as prime sponsor(s).

House Bill No. 3175 Rep(s). Sontany as prime sponsor(s).

House Bill No. 3338 Rep(s). McManus as prime sponsor(s).

House Bill No. 3621 Rep(s). J. DeBerry as prime sponsor(s).

**SIGNED
March 22, 2012**

The Speaker announced that she had signed the following: Senate Bill(s) No(s). 884, 2193, 2202, 2215, 2528, 2552, 2764, 2825, 3208, 3347, 3540, 3622 and 3788.

**MESSAGE FROM THE SENATE
March 22, 2012**

MADAM SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 797; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
March 22, 2012**

MADAM SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 662; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**ENGROSSED BILLS
March 22, 2012**

MADAM SPEAKER: The following bill(s) have been examined, engrossed and are ready for transmission to the Senate: House Joint Resolution(s) No(s). 798, 799, 800, 801, 802, 803 and 809.

BETTY KAY FRANCIS, Chief Engrossing Clerk

**ENROLLED BILLS
March 22, 2012**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolution(s) No(s). 662 and 797; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS, Chief Engrossing Clerk

SIGNED
March 22, 2012

The Speaker announced that she had signed the following: House Joint Resolution(s) No(s). 662 and 797.

BETTY KAY FRANCIS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE
March 22, 2012

MADAM SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 662 and 797; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

REPORT OF CHIEF ENGROSSING CLERK
March 22, 2012

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolution(s) No(s). 662 and 797; for his action.

BETTY KAY FRANCIS, Chief Engrossing Clerk

ENROLLED BILLS
March 22, 2012

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolution(s) No(s). 223; and find same correctly enrolled and ready for the signature of the Speaker.

BETTY KAY FRANCIS, Chief Engrossing Clerk

SIGNED
March 22, 2012

The Speaker announced that she had signed the following: House Resolution(s) No(s). 223.

BETTY KAY FRANCIS, Chief Engrossing Clerk

ENGROSSED BILLS
March 22, 2012

MADAM SPEAKER: The following bill(s) have been examined, engrossed and are ready for transmission to the Senate: House Bill(s) No(s). 1171, 2437, 2812, 2844, 2861, 2986, 3039 and 3263; also House Joint Resolution(s) No(s). 817;

BETTY KAY FRANCIS, Chief Engrossing Clerk

ENROLLED BILLS

March 22, 2012

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolution(s) No(s). 225; and find same correctly enrolled and ready for the signature of the Speaker.

BETTY KAY FRANCIS, Chief Engrossing Clerk

SIGNED

March 22, 2012

The Speaker announced that she had signed the following: House Resolution(s) No(s). 225.

BETTY KAY FRANCIS, Chief Engrossing Clerk

SIGNED

March 22, 2012

The Speaker announced that she had signed the following: House Bill(s) No(s). 2229, 2337, 2406, 2827, 2848, 2850, 2858, 3067, 3834 and 3849.

BETTY KAY FRANCIS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE

March 22, 2012

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 709 and 711; for the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

SIGNED

March 22, 2012

The Speaker announced that she had signed the following: Senate Joint Resolution(s) No(s). 709 and 711.

MESSAGE FROM THE SENATE

March 22, 2012

MADAM SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 758, 759, 760, 761, 762, 763, 764, 765, 790 and 803; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

March 22, 2012

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 59, 1000, 2371, 2428, 2768, 2800, 2851, 2947 and 3632; substituted for Senate Bill(s) on same subject(s) and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE SENATE

March 22, 2012

MADAM SPEAKER: I am directed to return to the House, House Bill(s) No(s). 3266; substituted for Senate Bill(s) on same subject(s), amended, and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

MESSAGE FROM THE GOVERNOR

March 22, 2012

MADAM SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution(s) No(s). 662 and 797; with his approval.

HERBERT H. SLATTERY III, Counsel to the Governor

ENROLLED BILLS

March 22, 2012

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolution(s) No(s). 758, 759, 760, 761, 762, 763, 764, 765, 790 and 803; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS, Chief Engrossing Clerk

SIGNED

March 22, 2012

The Speaker announced that she had signed the following: House Joint Resolution(s) No(s). 758, 759, 760, 761, 762, 763, 764, 765, 790 and 803.

BETTY KAY FRANCIS, Chief Engrossing Clerk

MESSAGE FROM THE SENATE

March 22, 2012

MADAM SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 758, 759, 760, 761, 762, 763, 764, 765, 790 and 803; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**ENROLLED BILLS
March 22, 2012**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill(s) No(s). 59, 1000, 2371, 2428, 2768, 2800, 2851, 2947 and 3632; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS, Chief Engrossing Clerk

ROLL CALL

The roll call was taken with the following results:

Present..... 95

Representatives present were Alexander, Armstrong, Bass, Brooks H, Brooks K, Brown, Butt, Campbell, Camper, Carr, Casada, Cobb, Coley, Cooper, Curtiss, Dean, DeBerry J, DeBerry L, Dennis, Dunn, Elam, Eldridge, Evans, Faison, Favors, Fitzhugh, Floyd, Ford, Forgety, Gilmore, Gotto, Halford, Hall, Hardaway, Harrison, Hawk, Haynes, Hensley, Hill, Holt, Hurley, Johnson C, Johnson P, Jones, Keisling, Kernell, Lollar, Lundberg, Maggart, Marsh, Matheny, McDaniel, McDonald, McManus, Miller D, Miller L, Montgomery, Moore, Naifeh, Niceley, Odom, Parkinson, Pitts, Pody, Pruitt, Ragan, Ramsey, Rich, Richardson, Roach, Sanderson, Sargent, Sexton, Shaw, Shepard, Shipley, Sontany, Sparks, Stewart, Swann, Tidwell, Tindell, Todd, Towns, Turner J, Turner M, Watson, Weaver, White, Williams K, Williams R, Windle, Wirgau, Womick, Madam Speaker Harwell -- 95

PRESENT IN CHAMBER

Rep(s). Powers was/were recognized as being present in the Chamber.

RECESS MOTION

On motion of Rep. K. Brooks, the House stood in recess until 5:00 p.m., Monday, March 26, 2012.